

COMBINED DECLARATION, POWER OF ATTORNEY AND PETITION

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- | | | | |
|-------------------------------------|-----------------------|--------------------------|----------------------|
| <input checked="" type="checkbox"/> | original | <input type="checkbox"/> | divisional |
| <input type="checkbox"/> | design | <input type="checkbox"/> | continuation |
| <input type="checkbox"/> | supplemental | <input type="checkbox"/> | continuation-in-part |
| <input type="checkbox"/> | national stage of PCT | | |

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled *Virtual Dial Irrigation Controller* the specification of which:

- (a) ☒ is attached hereto
- (b) ☐ was filed _____ as Application Serial No _____ and was amended on _____ (if applicable).
- (c) ☐ was described and claimed in PCT International Application No. _____, filed on _____ and as amended under PCT Article 19 on _____ (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 USC 119 (a) – (d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

- (d) ☒ no such applications have been filed
- (e) ☐ such application have been filed as follows:

Prior Foreign Application Number(s)	Country (or indicate if PCT)	Date of Filing (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under 35 USC 119(e) of any United States provisional application(s) listed below:

Provisional Application Number(s)	Date of Filing (MM/DD/YYYY)
60/426,548	11/15/2002

I hereby claim the benefit under 35 USC § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a), regarding events which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status-patented, pending, abandoned

I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Inskeep, J.W., Reg. 33,910
Fredericks, Charles, Reg. 51,703

Direct All Correspondence to CUSTOMER NUMBER: 37,374

INSKEEP INTELLECTUAL PROPERTY GROUP, INC.
1225 W. 190th Street, Ste. 205
Gardena, CA 90248
Attn: James W. Inskeep
Telephone: (310) 217-6220
Facsimile: (310) 327-0282

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: Yigal Froman (deceased)	
Inventors Signature:	Date Signed:
Residence (City, State and/or Country): Ramat Hasharon, Israel	
Citizenship:	
Post Office Address(Street, City, State, Zip Code, Country): 31 Kehilat Vilna Street, POB 2077, Ramat Hasharon 47220 ISRAEL	

Full Name of Inventor: Darren L. Redetzke	
Inventors Signature:	Date Signed:
Residence (City, State and/or Country): Shakopee, Minnesota	
Citizenship:	
Post Office Address(Street, City, State, Zip Code, Country): 744 Cortland Circle, Shakopee, Minnesota 55379 USA	

Full Name of Inventor: Peter D. Moeller	
Inventors Signature:	Date Signed:
Residence (City, State and/or Country): Saint Louis Park, Minnesota	
Citizenship:	
Post Office Address(Street, City, State, Zip Code, Country): 2600 Idaho Avenue South, Saint Louis Park, Minnesota 55426 USA	

Full Name of Inventor: Kenneth E. Kline	
Inventors Signature:	Date Signed:
Residence (City, State and/or Country): Redlands, California	
Citizenship:	
Post Office Address(Street, City, State, Zip Code, Country): 1760 Parkview, Redlands, California 92374 USA	

ASSIGNMENT

WHEREAS, we, Yigal Froman (deceased), Darren L. Redetzke, Peter D. Moeller, and Kenneth E. Kline the ASSIGNORS herein, have invented certain new and useful improvements disclosed in an application for United States Letters Patent entitled *Virtual Dial Irrigation Controller* filed November 14, 2003 as Application Serial No. _____; and

WHEREAS, The Toro Company, a Delaware corporation organized and existing under the laws of the State of California, having a place of business at 8111 Lyndale Avenue South, Bloomington, Minnesota 55420-1196, the ASSIGNEE herein, desires to acquire the entire right, title and interest in and to said inventions, applications and Letters Patent to be granted and issued thereon;

NOW, THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) by the ASSIGNEE to me paid, and other valuable consideration, the receipt and legal sufficiency all of which is hereby acknowledged, we, the said ASSIGNORS, have sold and do hereby sell, assign, transfer and set over unto said ASSIGNEE, its successors and assigns, the entire right, title and interest in and to said inventions and all improvements thereon, in and to said application for Letters Patent thereon, in and to applications pertaining to or based upon said inventions and applications, including divisional and continuing applications and continuations-in-part, and in and to any and all Letters Patent which may be granted and issued on said inventions and applications, or any of them, not only for, to and in the United States of America, its territories and possessions, but for, to and in all countries foreign thereto, together with and including all priority rights based upon any and all applications in the United States of America covered by this Assignment.

And for the above-named considerations, we do hereby agree that we will, at the request of said ASSIGNEE, execute any and all applications for Letters Patent for said inventions and any and all other papers and documents and do all other and further lawful acts that said ASSIGNEE may deem necessary or desirable to obtain Letters Patent on said inventions, to secure the grant of such Letters Patent and to perfect and vest in the ASSIGNEE the entire right, title and interest in the inventions, applications and Letters Patent.

DATED at _____, this ____ day of _____, 2003.

Darren L. Redetzke
744 Cortland Circle
Shakopee, Minnesota 55379
Country: USA
Citizenship: _____

STATE OF MINNESOTA)
) ss.
COUNTY OF)

On this ____ day of _____, before me personally appeared Darren L. Redetzke to me known or proved on the basis of satisfactory evidence to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

(SEAL)

Notary Public

DATED at _____, this ____ day of _____, 2003.

Peter D. Moeller
2600 Idaho Avenue South
Saint Louis Park, Minnesota 55426
Country: USA
Citizenship: _____

STATE OF MINNESOTA)
) ss.
COUNTY OF)

On this ____ day of _____, before me personally appeared Peter D. Moeller to me known or proved on the basis of satisfactory evidence to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

(SEAL)

Notary Public

DATED at _____, this ____ day of _____, 2003.

Kenneth E. Kline
1760 Parkview
Redlands, California 92374
Country: USA
Citizenship: _____

STATE OF CALIFORNIA)
) ss.
COUNTY OF)

On this _____ day of _____, before me personally appeared Kenneth E. Kline to me known or proved on the basis of satisfactory evidence to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

(SEAL)

Notary Public